

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

JOSIE BADGER and EMILY GELLATLY,
individually and on behalf of all others similarly
situated,

Case No. 2:17-cv-01668-DSC

Plaintiffs,

v.

CROSSAMERICA PARTNERS LP d/b/a
CROSSAMERICA; CROSSAMERICA GP,
LLC; CST BRANDS, INC.; LGP REALTY
HOLDINGS LP; and LEHIGH GAS
WHOLESALE SERVICES, INC.,

Defendants.

STIPULATION OF DISMISSAL

Pursuant to the provisions of Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiffs Josie Badger and Emily Gellatly (collectively “Plaintiffs”), and Defendants CrossAmerica Partners LP, CrossAmerica GP, LLC, CST Brands, Inc., LGP Realty Holdings LP, and LeHigh Gas Wholesale Services, Inc. (collectively “Defendants”), by and through their counsel, hereby stipulate that:

1. This action shall be DISMISSED, without prejudice as between Plaintiffs and Defendants;
2. No motion for class certification has been filed and no class has been certified in this action; therefore, class notice and court approval of this dismissal are not required under the Federal Rules; and
3. Each party shall bear their own costs and fees, including attorneys’ fees, incurred in connection with this action.

Dated: March 7, 2018

/s/ Benjamin J. Sweet

Benjamin J. Sweet

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Respectfully Submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Stipulation of Dismissal was electronically filed with the Clerk of the Court using the CM/ECF system on March 7, 2018, which will send notification of the filing to all counsel of record.

By: /s/ Benjamin J. Sweet